

## RESOLUTION NO. A-\_\_\_\_\_

1 WHEREAS, the administrative final plat of Simonds Subdivision was previously  
2 approved by the City of Lincoln; and

3 WHEREAS, the conditions of approval of said administrative final plat required  
4 certain improvements within said plat, including paving of streets, a storm box in  
5 Seward Ave., 60' turnaround in N. 67th Street, sidewalks, and street trees, on property  
6 generally located at 67th Street and Seward Avenue; and

7 WHEREAS, JNP Investments L.L.C. has requested a modification to waive said  
8 requirements pursuant to § 26.31.010 of the Lincoln Municipal Code; and

9 WHEREAS, the Planning Commission has reviewed said request and has  
10 recommended conditional approval of said request; and

11 WHEREAS, the City Council finds that the strict application of all requirements  
12 would result in actual difficulties or substantial hardship or injustice to the property  
13 owner.

14 NOW, THEREFORE, BE IT RESOLVED by the City of Lincoln, Nebraska:

15 1. That the requirements of the Land Subdivision Ordinance and City Design  
16 Standards requiring the paving of streets, a storm box in Seward Ave., 60' turnaround in  
17 N. 67th Street, sidewalks, and street trees, on property generally located at 67th Street  
18 and Seward Avenue within the administrative final plat of Simonds Subdivision are  
19 hereby waived, upon condition that JNP Investments L.L.C. agrees to submit a formal  
20 paving petition for Seward Avenue if the adjoining property owners request a paving  
21 district in the future.

- 1 That all other conditions for approval of the administrative final plat of Simonds
- 2 Subdivision shall remain in full force and effect.

Introduced by:

\_\_\_\_\_

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Staff Review Completed:

\_\_\_\_\_  
Administrative Assistant

Approved this \_\_\_\_ day of \_\_\_\_\_, 2002:

\_\_\_\_\_  
Mayor